
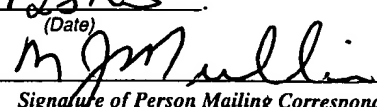




AF 13731/1521W

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| NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES (Large Entity) | | | | | Docket No. 760-49 RCE |
| In Re: Application Of: Andrew D. Bicek et al. | | | | | |
| Application No. 09/974,653 | Filing Date October 10, 2001 | Examiner Nguyen, Vi X | Customer No. 23869 | Group Art Unit 3731 | Confirmation No. 9912 |
| Invention: STENT DESIGN WITH SHEATH ATTACHMENT MEMBERS | | | | | |
| <p style="text-align: center;"><u>COMMISSIONER FOR PATENTS:</u></p> <p>Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated June 28, 2005 finally rejecting Claim(s) 17-24 and 39.</p> <p>The fee for this Notice of Appeal is: \$500.00</p> <p><input checked="" type="checkbox"/> A check in the amount of the fee is enclosed.</p> <p><input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 08-2461.</p> <p><input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.</p> <p>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p> <div style="display: flex; justify-content: space-between; align-items: flex-end;"><div style="width: 45%;"><p style="text-align: center;">Signature</p></div><div style="width: 45%; text-align: right;"><p>Dated: September 28, 2005</p></div></div> <div style="display: flex; justify-content: space-between; align-items: flex-end;"><div style="width: 45%;"><p>Ludomir A. Budzyn, Esq. HOFFMANN & BARON, LLP 6900 Jericho Turnpike Syosset, New York 11791-4407 (973) 331-1700</p></div><div style="width: 45%; border: 1px solid black; padding: 5px;"><p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on <u>9/28/05</u>.</p><p style="text-align: center;">(Date)</p><p style="text-align: center;"> Signature of Person Mailing Correspondence</p><p style="text-align: center;"><u>M J Mullin</u> Typed or Printed Name of Person Mailing Correspondence</p></div></div> <div style="display: flex; justify-content: space-between; align-items: flex-end;"><div style="width: 45%;"><p>cc:</p></div><div style="width: 45%;"></div></div> | | | | | |